



PTO/SB/22 (12-04)

Approved for use through 7/31/2006. OMB 0651-0031

Approved for use through November 2008. GPO 2007-088.

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| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).) | | Docket Number (Optional) 55107-RCE(71526) |
| Application Number | 09/674,337-Conf. #5232 | Filed July 26, 2001 |
| For NICOTIANAMINE SYNTHASE AND GENE ENCODING THE SAME | | |
| Art Unit | 1652 | Examiner C. L. Fronda |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

Applicants have already filed a two-month extension of time and fee. Applicants hereby request an additional one-month extension of time for the RCE and accompanying materials.

| | <u>Fee</u> | <u>Small Entity Fee</u> | |
|---|----------------------|-------------------------|-----------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$120 | \$60 | \$ |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2)) | \$450 | \$225 | \$ |
| <input checked="" type="checkbox"/> THIRD month (37 CFR 1.17(a)(3)) (Two month ext. paid on 4/15/05) | \$1020 - \$450.00 | \$510 | \$ 570.00 |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4)) | \$1590 | \$795 | \$ |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$2160 | \$1080 | \$ |

Applicant claims small entity status. See 37 CFR 1.27.

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to
Deposit Account Number 04-1105. I have enclosed a duplicate copy of this sheet.

I am the applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

attorney or agent of record. Registration Number

attorney or agent under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34

34,901

May 18, 2005

Date

Kathryn A. Riffat, Ph.D.

(617) 439-4444

Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 492 339 986 US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 18, 2005 Signature:  (Sharon Bizokas)